

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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ANTHONY MORGAN AND DAVID
NIEVES, as Putative
Administrators of the Estate of
Their Brother Michael Nieves

ORDER

23 Civ. 1079 (NRB)

Plaintiffs,

- against -

CITY OF NEW YORK AND DOES #1-
11,

Defendants.

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NAOMI REICE BUCHWALD
UNITED STATES DISTRICT JUDGE

WHEREAS, the Court held an initial pretrial conference on May 17, 2023; and

WHEREAS, plaintiffs' counsel submitted a proposed discovery schedule on May 26, 2023; and

WHEREAS, the Corporation Counsel for the City of New York filed a letter on June 1, 2023, requesting a stay of discovery pending the ongoing New York City Department of Correction ("DOC") investigation; and

WHEREAS, plaintiffs' counsel filed a letter on June 6, 2023 opposing the stay; and

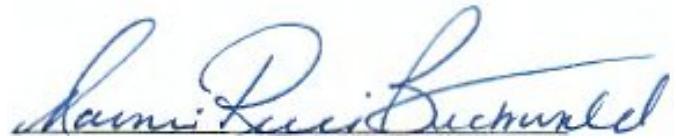
WHEREAS, plaintiff has not articulated any actual prejudice resulting from briefly holding the case in abeyance; it is hereby

ORDERED that the case is stayed for ninety (90) days; it is

further

ORDERED that prior to the expiration of the 90 days, the Corporation Council shall provide a status update on the expected duration of the investigation and the basis for any requested continuance of the stay.

Dated: New York, New York
June 12, 2023



NAOMI REICE BUCHWALD
UNITED STATES DISTRICT JUDGE